7354913/2023/SEC-IV-EFS01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – A.P. Forest Department - Case under the Prevention of Corruption Act, 1988 on the allegation of corruption against Sri Kunjam Bhaskara Rao, formerly Forest Section Officer-cum-Checking Officer, O/o the Forest Range Officer, Kakinada, East Godavari District - Trapped on 23.01.2010 – Prosecuted in a Court of Law – Convicted by the Special Judge for Trial of SPE & ACB Cases, Rajamahendravaram in C.C.No.75/2018 (old C.C.No.40/2010), dt:24.02.2023 – Dismissal from service – Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Sec.IV) DEPARTMENT

G.O.Ms.No.29 **Dated:12.05.2023**

Read the following:

1)From the Director General, Anti-Corruption Bureau, A.P., Hyderabad, Lr.Rc.No.15/RCT-REG/2010, dated 01.02.2010.
2)From the Director General, Anti-Corruption Bureau, A.P., Hyderabad, Lr.Rc.No.15/RCT-REG/2010, dated 09.07.2010.
3)G.O.Rt.No.140, EFS&T (For.IV) Department, dated 28.08.2010.
4)From the Director General, Anti-Corruption Bureau, A.P., Vijayawada, Lr.Rc.No.15/RCT-REG/2010, dated 17.08.2017.
5)From the Director General, Anti-Corruption Bureau, A.P., Vijayawada, Lr.Rc.No.15/RCT-REG/2010, dated 02.03.2023.
6)From the Director General, Anti-Corruption Bureau, A.P., Vijayawada, Lr.Rc.No.15/RCT-REG/2010, dated 21.03.2023.

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ORDER:

Whereas it was brought to the notice of the Government that Sri Kunjam Bhaskara Rao, formerly Forest Section Officer-Cum-Checking Officer, O/o the Forest Range Officer, Kakinada, East Godavari District was trapped by the Anti-Corruption Bureau when he demanded and accepted an amount of Rs.5,000/- as bribe from the complainant Sri Sunkara Venugopala Rao on 23.01.2010 for showing official favour i.e., to return the records i.e., bill books, permits and bills etc., collected from his wood depot by reducing the 'C' Fees to be paid by the complainant.

2. And whereas, in the reference 2nd read above, the Director General, Anti-Corruption Bureau, A.P., Hyderabad has furnished final report and recommended to prosecute the Accused Officer, Sri Kunjam Bhaskara Rao, Forest Section Officer-cum-Checking Officer, O/o the Forest Range Officer, Kakinada, East Godavari District in a court of law U/s 7, 13 (2) r/w 13 (1)(d) of Prevention of Corruption Act, 1988 and departmental action for violation of Rule 9 (7) of A.P. Civil Services (Conduct) Rules, 1964 against Sri Kunjam Bhaskara Rao, formerly Forest Section Officer-Cum-Checking Officer, O/o the Forest Range Officer, Kakinada, East Godavari District.

3. And whereas, in the G.O. 3rd read above, Government after careful examination of the matter, accorded sanction to prosecute the Accused Officer, Sri Kunjam Bhaskara Rao, formerly Forest Section Officer-Cum-Checking Officer, O/o the Forest Range Officer, Kakinada, East Godavari District in competent Court of Law for the offences punishable under sections 7 & 13 (2) read with 13 (1)(d) of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of law for the time being in force and for taking cognizance of the offences by a court of competent jurisdiction.

[PTO]

4. And whereas, in the letters 5th & 6th read above, the Director General, Anti-Corruption Bureau, A.P., Vijayawada has reported that the Hon'ble Special Judge for Trial of SPE & ACB Cases, Rajamahendravaram pronounced judgment on 24.02.2023 in C.C.No.75/2018 (old C.C.No.40/2010) convicting the Accused Officer, Sri Kunjam Bhaskara Rao, formerly Forest Section Officer-Cum-Checking Officer, O/o the Forest Range Officer, Kakinada, East Godavari District and sentenced him to undergo rigorous imprisonment for a period of (3) years and to pay a fine of Rs.5,000/- and in default, to suffer (3) months simple imprisonment, for the offence under section 7 of Prevention of Corruption Act, 1988. The court further sentenced the Accused Officer to undergo rigorous imprisonment for a period of (3) years and to pay a fine of Rs.5,000/- and in default, to suffer (3) months simple imprisonment, for the offence under section 13(2) read with 13 (1)(d) of Prevention of Corruption Act, 1988. Both the sentences were ordered to run concurrently.

5. The Director General, Anti Corruption Bureau has, therefore, requested the Government to dismiss the Accused Officer, Sri Kunjam Bhaskara Rao, formerly Forest Section Officer-Cum-Checking Officer, O/o the Forest Range Officer, Kakinada, East Godavari District immediately from Government Service on the ground of conduct which led to his conviction on a criminal charge under Rule 25 of A.P.C.S. (CC&A) Rules, 1991 without any notice.

6. The Special Judge for Trial of SPE & ACB Cases, Rajamahendravaram pronounced judgment on 24.02.2023 in C.C.No.75/2018 (old C.C.No.40/2010) as follows:

> "In the result, accused officer is found guilty for the offences punishable U/s.7 and 13(1)(d) r/w 13(2) of Prevention of Corruption Act, 1988 and he is convicted U/S 248(2) Cr.P.C."
>
> In the result the accused is sentenced to undergo simple imprisonment for 3 (Three) years and shall pay a fine of Rs.5,000/- and in default of payment of fine, the accused shall suffer simple imprisonment for Three months, for the offence punishable under section 7 of Prevention of Corruption Act, 1988.
>
> Accused is further sentenced to undergo simple imprisonment for 3 (Three) years and shall pay a fine of Rs.5,000/- and in default of payment of fine, the accused shall suffer simple imprisonment for Three months, for the offence punishable under section 13(2) read with 13 (1)(d) of Prevention of Corruption Act, 1988.
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> The substantive sentence of imprisonment on two counts mentioned supra shall run concurrently.
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> The period of detention from 24.01.2010 to 04.02.2010 already undergone by accused shall set off under Sec.428 Cr.P.C.

7. And whereas, on consideration of the facts and circumstances of the case, Government have decided that the major penalty of dismissal from Government service shall be imposed on Sri Kunjam Bhaskara Rao, formerly Forest Section Officer-Cum-Checking Officer, O/o the Forest Range Officer, Kakinada, East Godavari District in terms of G.O.Ms.2, G.A. (Ser.C) Dept., dated 04.01.1999 with immediate effect.

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7354913/2023/SEC-IV-EFS01

8. Now, therefore, in exercise of the powers conferred under clause (x) of Rule 9 read with sub-rule (i) of Rule 25 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 read with G.O.Ms.No.2, General Administration (Ser.C) Department, dated 04.01.1999, Government hereby dismiss Sri Kunjam Bhaskara Rao, formerly Forest Section Officer-Cum-Checking Officer, O/o the Forest Range Officer, Kakinada, East Godavari District from Government service with immediate effect, in view of the conviction of the Accused Officer vide Judgment on 24.02.2023 in C.C.No.75/2018 (old C.C.No.40/2010) by the Special Judge for Trial of SPE & ACB Cases, Rajamahendravaram.

9. The Principal Chief Conservator of Forests & HoFF, Andhra Pradesh, Mangalagiri shall take further action accordingly and furnish compliance report to the Government, immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

NEERABH KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri Kunjam Bhaskara Rao, formerly Forest Section Officer-Cum-Checking Officer, O/o the Forest Range Officer, Kakinada, East Godavari District through Principal Chief Conservator of Forests & HoFF, A.P., Mangalagiri.
The Principal Chief Conservator of Forests & HoFF, A.P., Mangalagiri.

Copy to:

The Director General, Anti-Corruption Bureau, A.P., Vijayawada.
The Secretary to A.P. Vigilance Commission, A.P. Secretariat, Velagapudi.
The Accountant General (A&E), Andhra Pradesh, Vijayawada.
The Director of Treasuries & Accounts, Andhra Pradesh, Mangalagiri.
The PS to M (Energy, EFS & T, Mines&Geology).
The PS to Special Chief Secretary to Government, EFS & T Department.
SF/SC (Computer No.2021778).

//FORWARDED :: BY ORDER//

SECTION OFFFICER